

YR.	NUMBER	MO.	DAY	YEAR	23	5	OTHER	NUMBER	YEAR	NUMBER	
1084-1	74	477	09	27	74	1	410	1	8405	1974	74-477

HOWARD BRATTON

PLAINTIFFS

DEFENDANTS

UNITED STATES OF AMERICA

CLOSED

U.S.

Victor R. Ortega, US Attorney
P.O. Box 607
Albuquerque, N.M. 87103
505/766-3341

ATTORNEYS

CLOVIS RETAIL LIQUOR DEALERS
TRADE ASSOCIATION; AZTEC BOWLING
CORP.; CHAPARRAL LIQUORS, INC.;
GOLD LANTERN LOUNGE & PACKAGE, INC.;
TOWER HOTEL CORP.; JOHNNIE MACK
GOODMAN, d.b.a. BOOT HILL LIQUORS;
EDDIE P. WATSON, d.b.a. MABRY DRIVE
LOUNGE; FRED W. JOHNSTON, d.b.a.
SUNSET LOUNGE & PACKAGE; KIT
PETTIGREW, d.b.a. PRINCE LOUNGE &
PACKAGE STORE; and JAMES E. FOSTER
d.b.a. LAVISTA LOUNGE & PACKAGE STORE

15 USC 1 Conspiracy in Restraint of CAUSE
Interstate Trade & Commerce Injunctive
Relief Requested.

Robert N. Singer (243-3547)
Coors, Singer & Broullire
Suite 1100, American Bank of Commerce
Building
200 Lomas Blvd. N.W.
Albuq. N. M. 87102
For Chaparral Liquors, Inc.
For all defendants.

ATTORNEYS

~~Lawrence W. Somerville~~ Crossan R. Andersen
1444 U.S. Courthouse
312 North Spring St.
Los Angeles, California 90012
213/688-2507

Dean S. Zinn
Zinn & Donnell
209 East Marcy Street
Santa Fe, N. M. 87501
For Johnston and Foster

EARL E. HARTLEY, ESQ.
3636 MENAUL, N.E. SUITE 101
ALBUQUERQUE, NM 87110
For Aztec Bowling Corporation

~~Robert N. Singer~~ (243-3547)
~~Coors, Singer & Broullire~~
~~Suite 1100, ABC Building~~ SEE ABOVE
~~200 Lomas Blvd. N.W.~~
~~Albuquerque, N. M. 87102~~
For Chaparral Liquors, Inc.
HOWARD HOUK (766-5454)
1004 Sandia Savings Building
Albuq., N. M. 87101
For Johnnie Mack Goodman

(ATTORNEYS CONTINUED)

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			JURY DEMAND
	DATE	RECEIPT NUMBER	C.D. NUMBER	<input type="checkbox"/> PLAIN. <input type="checkbox"/> DEF. DATE _____
	9-27-74	No Fee		
				STATISTICAL CARDS
				CARD DATE MAILED
				JS-5 _____
			JS-6 _____	

74-477(BRATTON)

DATE	PROCEEDINGS	Date Order or Judgement Noted
9-27-74	1 Complaint. JS 5 Summons, original and ten copies issued and with complaint attached thereto delivered to the Marshal for service.	mf
10-10-74	2 Entry of Appearance of Coors, Singer & Broullire on behalf of the Defendant, Chaparral Liquors, Inc.	
	3 Entry of Appearance of Zinn & Donnell, through Dean S. Zinn, on behalf of defendants Fred W. Johnston d/b/a Sunset Lounge & Package and James E. Foster, d/b/a LaVista Lounge and Package Store.	mw
10-16-74	4 Marshal's returns of service of complaint as follows: Thomas E. Wolf, Pres. Clovis Retail Liquor - 10-3-74 Aztec Bowling Corp. by Frank A. Murray - 10-3-74 Chaparral Liquors, Inc. by J. Michael Johnson - 10-3-74 Gold Lantern Lounge by Wm. C. Crawford, Pres. 10-3-74 Tower Hotel Corps by Thomas E. Wolf, V.P. 10-3-74 Johnnie Mack Goodman - 10-3-74. Eddie P. Watson - 10-3-74 Fred W. Johnston - 10-3-74. Kit Pettigrew - 10-3-74.	mw
10-23-74	5 Answer of deft. Aztec Bowling Corporation.	mw
10-23	6 Answer of Defendant, Chaparral Liquors, Inc.	mw
10-24-74	7 Answer of Defendant Johnnie Mack Goodman.	mw
10-25-74	8 Answer of Defendant Kit Pettigrew, d/b/a Prince Lounge & Package Store.	
	9 Answer of Defendant Gold Lantern Lounge & Package, Inc.	mw
10-29-74	10 Entry of Appearance of Peter Adang of Modrall, Sperling, Roehl, Harris & Sisk on behalf of Tower Hotel Corporation.	
	11 Answer of Tower Hotel Corporation.	mw
10-31-74	12 Answer of Clovis Retail Liquor Dealers Trade Association, and incorporates by reference the answer filed by the Tower Corporation insofar as it is applicable.	mw
11-1-74	13 Answer of defts. Fred W. Johnston d/b/a Sunset Lounge & Package and James E. Foster, d/b/a LaVista Loungs and Package Store. and incorporate by reference the answer filed by the Tower Corporation insofar as it is applicable.	mw
12-16-74	14 Notice to take deposition of George Jack Zarris by deft. Chaparral Liquors, Inc.	
	15 Defendant's Notice to take deposition of James C. Avery.	
	16 Defendant's Notice to take deposition of James W. Messer. M.D	mw
12-17-74	17 Marshal's return of service of summons and complaint showing James E. Foster served 11-26-74.	mw

74-477 (Bratton)

D. C. 110A Rev. Civil Docket Continuation

9

DATE

PROCEEDINGS

Date Order or
Judgment Noted

1974

ATTORNEYS (continued)

Donald W. Miller (983-4346)
 Standley, Quinn, Miller & Patterson
 P. O. Drawer #
 Santa Fe, N. M. 87501
 For Kit Pettigrew, d/b/a Prince Lounge & Package Store
 and GOLD LANTERN LOUNGE & PACKAGE, Inc.

Peter Adang
 Modrall, Sperling, Roehl, Harris & Sisk
 P. O. Box 2168
 Albuquerque, N. M. 87103
 For Tower Hotel Corp.

Zinn & Donnell
 (Dean S. Zinn)
 209 East Marcy Street
 Santa Fe, N. M. 87501
 For Clovis Retail Liquor Dealers Trade Assoc.

Dean S. Zinn
 Zinn & Donnell
 209 East Marcy Street
 Santa Fe, N. M. 87501
 for Johnston and Foster

Duplicate

74-477 (Bratton)

D. C. 110A Rev. Civil Docket Continuation

DATE 1974	PROCEEDINGS	Date Order or Judgment Noted
12-18	<p>18- Notice of Motion and Motion to stay proceedings and for an Order postponing discovery until final Judgment in Criminal case.</p> <p>19- Memorandum of Points and Authorities in Support of Motion to Stay Proceedings.</p> <p>20- ORDER that notices of depositions of James C. Avery, George Jack Zarris, and Dr. James W. Messer for 12-20-74, are quashed.</p> <p>FURTHER ORDERED that discovery proceedings are stayed pending determination of Government's motion for stay until disposition of Criminal Cause No. 74-273 and</p> <p>FURTHER ORDERED that defendants respond to Government's motion with briefs. Copies to counsel. (BRATTON)</p>	pla
12-30-74	21 Defendants' Memorandum of Points and Authorities in opposition to Motion to Stay Proceedings.	mw
1-3-75	<p>22 Order that all discovery proceedings are stayed pending the trial in Criminal Cause No. 74-273, provided that if said cause is not tried prior to March 15, 1975, defts may renew their motions to pursue discovery procedures in this cause. (BRATTON)</p> <p>Copies of Order sent to counsel.</p>	mw
4-28-75	23 Order that the stay order heretofore entered is vacated. (BRATTON) Copies of order sent to counsel.	mw
9-18-75	<p>24 Pltf.'s Interrogatories propounded to Deft. Tower Hotel Corp.</p> <p>25 Pltf.'s Interrogatories propounded to Deft. Chaparral Liquors, Inc.</p> <p>26 First Request of Plaintiff to Tower Hotel Corporation for production of documents under Rule 34.</p> <p>27 Pltf.'s Pretrial statement on status of case and proposed agenda for discovery and trial.</p>	mf
9-19-75	28 Entry of appearance and Substitution of attorney by Robert N. Singer on behalf of each defendant.	mf
10-30-75	29 Joint report of plaintiff and the defendants on settlement negotiations.	krg
11-2-75	<p>30 Defendants' MOTION to stay proceedings etc.</p> <p>31 Memorandum of points and authorities in support of motion to stay proceedings.</p> <p>32 Proof of service of motion and memorandum.</p>	mf

74-477 (Bratton)

DATE	PROCEEDINGS	Date Order or Judgment Noted
11-14-75	33 Plaintiff's Memorandum of Points and Authorities in opposition to Defendants' Motion to Stay Proceedings.	mf
11-24-75	34 Order that discovery and filing of motions and other pleadings be stayed pending final judgment in U.S. v. Clovis Retail Liquor Dealers Ass'n, et al., Cr. No. 74-273. (Bratton)	g
4-7-77	Conference of counsel Tues., May 31, 1977, 10:00 A.M. in Albuquerque. Notice to parties.	g
4-15-77	Letter from Peter J. Adang, Modrall Law Firm, stating that they no longer represent any of the defendants in connection with this matter.	dw
5-31-77	Conference of counsel. Dwight Moore and Victor Ortega for U.S. Robert Singer for defendants. If case not settled by 7-1-77 Court will enter schedule of trial and pre-trial proceedings. Case to be ready for trial 1-1-78.	g
6-15-77	35 Bratton, J. Rptr: Meier (Haggard) 35 CONSENT TO WITHDRAWAL of Attorney by John F. Quinn, attorney for the Gold Lantern Lounge and William Crawford and as attorney for Kit Pettigrew, d/b/a Prince Lounge & Package Store.	dw
12-30-77	36 STIPULATION by parties for disposition of action.	dw
1-23-78	37 COMPETITIVE IMPACT STATEMENT by Government. 38 STATEMENT by defts. with the exception of Eddie P. Watson, d/b/a Mabry Drive Lounge, regarding Disclosure of Communications between defts. and officers and Employees of United States.	dw
2-16-78	39 DEFENSE STATEMENT Regarding Disclosure of Communications between Defendants and Officers and Employees of United States filed by Wesley Quinn, counsel for Eddie P. Watson, d/b/a Mabry Drive Lounge. Counsel advised re Certificate of Service.	dw
2-22-78	40 CERTIFICATE OF SERVICE by Wesley Quinn that a copy of the Defense Statement Regarding Disclosure of Communications between Defts. and Officers and Employees of the U. S. for the deft. Eddie P. Watson was mailed to opposing counsel on 2-13-78.	dw
3-20-78	41 CERTIFICATE OF COMPLIANCE by Plaintiff with the Antitrust Procedures and Penalties Act.	dw

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR

PLAINTIFF		DEFENDANT	DOCKET NO. <u>74-477</u>
USA		CLOVIS RETAIL LIQUOR DEALERS et al	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
3-31-78	42	FINAL JUDGMENT (BRATTON) Copy to all counsel of record. FINAL ENTRY <i>11-2-78 Plaintiff Interrog. returned to Counsel</i> <i>RHL</i>	
5-11-79	43	SWORN STATEMENT by deft. Kit Pettigrew, d/b/a Prince Lounge and Package Store per provisions of Final Judgment filed March 31, 1978.	
	44	SWORN STATEMENT by deft. Johnnie Mack Goodman d/b/a Boot Hill Liquors per Provisions of Final Judgment filed March 31, 1978.	
	45	SWORN STATEMENT by deft. Dr. William Crawford d/b/a Gold Lantern Lounge & Package, Inc. per provisions of final judgment filed March 31, 1978.	
4-9-80	46	CONSENT by Aztec Bowl, Ltd to Final Judgment.	
5-21-80	47	SWORN STATEMENT by Johnnie Mack Goodman per provisions of Final Judgment filed March 31, 1978.	
5-27-80	48	SWORN STATEMENT by deft. Kit Pettigrew d/b/a Prince Lounge and Package Store per provisions of Final Judgment Filed March 31, 1978.	
4-3-81	49	SWORN STATEMENT by deft. Kit Pettigrew d/b/a Prince Lounge and Package Store per Provisions of Final Judgment filed March 31, 1978.	
	50	SWORN STATEMENT by deft. Johnnie Mack Goodman per provisions of Final Judgment filed March 31, 1978.	
5-14-82	51	SWORN STATEMENT by Deft. Johnnie Mack Goodman per provisions of Final Judgment filed March 31, 1978.	
	52	SWORN STATEMENT by Deft. Kit Pettigrew d/b/a Prince Lounge and Package Store per provisions of Final Judgment filed March 31, 1978.	
5-27-82	53	Report of Aztec Vowling Corp. by Richard F. Rowley II, General Partner, in compliance with judgment of 3-31-78	